

IN THE UNITED STATES DISTRICT COURT

FOR THE NORTHERN DISTRICT OF CALIFORNIA

IN RE: BANK OF AMERICA CORP.  
AUCTION RATE SECURITIES (ARS)  
MARKETING LITIGATION,

No. 09-md-02014 JSW

**ORDER VACATING HEARING  
ON MOTIONS TO DISMISS**

This document relates to:

*Bondar v. Bank of America Corp., et al.*, 08-  
CV-2599 JSW

*Aeroflex v. Bank of America Corp., et al.*, 09-  
CV-5245 JSW

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This matter is set for hearing on October 15, 2010, on Defendants' Motion to Dismiss. Having considered the parties' papers, relevant legal authority, and the record in this case, the Court finds the matter suitable for disposition without oral argument. *See* N.D. Civ. L.R. 7-1(b). A ruling shall issue in due course.

**IT IS SO ORDERED.**

Dated: October 12, 2010

  
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JEFFREY S. WHITE  
UNITED STATES DISTRICT JUDGE